

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

PAUL D. CEGLIA,

**PROPOSED STIPULATED
ORDER**

Plaintiff,

vs.

Civil Action No.: 1:10-cv-00569-RJA

MARK ELLIOT ZUCKERBERG, Individually, and
FACEBOOK, INC.,

Defendants.

Pursuant to the Court's direction at oral argument in this matter on July 20, 2010, and upon conference between counsel for the parties, the following deadlines shall apply in this case:

1. Should Plaintiff choose to file a Motion to Remand:

- (a) Plaintiff's Motion to Remand shall be filed on or before **August 9, 2010**
- (b) Defendants' Opposition to the Motion to Remand shall be filed on or before **August 30, 2010;**
- (c) Plaintiffs' Reply on the Motion to Remand, if any, shall be filed on or before **September 13, 2010;**
- (d) Plaintiff shall file any Amended Complaint, or advise of his intent not to so file, within **14 days** following the Court's decision on the Motion to Remand; and
- (e) If Plaintiff files an Amended Complaint, Defendants shall answer or otherwise move within **45 days** of receiving Plaintiff's Amended Complaint; if Plaintiff does not file an Amended Complaint, Defendant shall answer or otherwise move within **30 days** of Plaintiff's notice that an Amended Complaint will not be filed.

2. Should Plaintiff **not** file a Motion to Remand:

- (a) Plaintiff shall file any Amended Complaint, or advise of his intent not to so file, by **August 30, 2010;** and

(b) Defendants shall answer or otherwise move by **October 8, 2010**.

Dated: August 6, 2010
New York, New York

Upon consent of the parties:

CONNORS & VILARDO, LLP

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: s/ Terrence M. Connors
Terrence M. Connors

By: s/ Lisa T. Simpson
Lisa T. Simpson

1000 Liberty Building
424 Main Street
Buffalo, New York 14202
(716) 852-5533

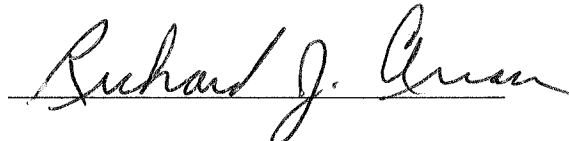
51 West 52nd Street
New York, New York 10019
(212) 506-5000

Attorneys for Plaintiff Paul D. Ceglia

PHILLIPS LYTTLE LLP
Michael B. Powers
Sean C. McPhee
3400 HSBC Center
Buffalo, New York 14203-2887
(716) 847-8400

Attorneys for Defendants Mark Elliot Zuckerberg
and Facebook, Inc.

SO ORDERED:



RICHARD J. ARCARA
UNITED STATES DISTRICT JUDGE

Aug. 19 2010